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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In Re Application of: Shacklett et al.**

**United States**  
**Application No: 09/349,737**

**Filing Date:** July 8, 1999

**For: FABRIC PADS WITH A PRINTED DESIGN  
AND A METHOD OF MAKING FABRIC  
PADS WITH A PRINTED DESIGN**

**Group Art Unit: 1771**

**Examiner: Christopher C. Pratt**

**Attorney**  
**Docket No.: 99-40132-US**

**PETITION TO THE COMMISSIONER PURSUANT TO 37 C.F.R. 1.181**

Commissioner for Patents  
Washington, D.C. 20231

**Dear Sir:**

Applicant hereby Petitions, pursuant to 37 C.F.R. 1.181, to rescind the Notice of Appeal in the above-referenced matter filed by Applicant on March 12, 2003, and stay the fee submitted by Applicant in support thereof in the event a subsequent Notice of Appeal is filed.

The Notice of Appeal filed on March 12, 2003 was inadvertently filed in Response to a non-final Office Action dated September 12, 2002. Applicant hereby Petitions that the non-final status of the Official Action dated September 12, 2002 be preserved, and that Applicant's Response submitted on March 12, 2003 be considered.

**EXPRESS MAIL CERTIFICATE (37 CFR 1.10)**

Express Mail Label No.

KL5983647.3045

Date of Deposit April 4, 2003

I hereby certify that this paper, and the papers and/or fees referred to herein as transmitted, submitted or enclosed, are being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

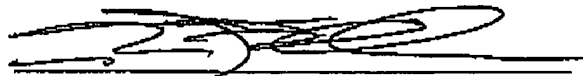
Name Judith A. Zweig

**Signature**

Justin A. Zuey

Applicant respectfully requests and authorizes that any fee associated with this Petition be charged to Deposit Account No. 18-0586.

Respectfully submitted,



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April 4, 2003